

Council Chambers-City Council
City Hall-City of Lodi
Monday, March 16th., 1931.

This regular meeting of the City Council of the City of Lodi was called to order by the Mayor at 8.03 o'clock P.M. on the date first above written; Councilmen Keagle, Roach, Steele, Weihe and Spooner present, none absent.

The minutes of the regular meeting held March 2nd and the adjourned meeting of March 9th., 1931 were read, approved as read and so endorsed by the Mayor.

The order of Public Hearings was passed and the Clerk read a letter from Wallace & Tiernan advocating the duplication of chlorinating apparatus at the sewage disposal plant.

A telegram from Mr B. J. Creim, Manager of Modesto Irrigation District stating that a hearing on Senate Bill No. 391 preventing the expenditure of corporate funds by privately owned utilities would come before the Senate Committee on Public Utilities of the afternoon of the following Thursday was read.

A letter proposing the trial installation of a new fire signal from J. A. Hedberg of San Jose was read and passed without action as the present signal was reported to be in good order at the date of the last test.

On application of Mr G. D. Polenske, Fire Chief, the Street Superintendent was instructed to repair or replace the gutter in front of the east-side fire station. The curb and gutter on the 500 block of S. Central Avenue was also ordered replaced.

ORDINANCE NO. 183 entitled "AN ORDINANCE REPEALING ORDINANCE NO. 108 ENTITLED 'AN ORDINANCE ESTABLISHING A CITY PLANNING COMMISSION WITHIN THE CITY OF LODI'" having been regularly introduced at the regular meeting held March 2nd., 1931 was finally passed, adopted and ordered to print by the following vote:

AYES: Councilman, Steele, Weihe, Roach, Keagle & Spooner
NOES: Councilmen, None. ABSENT: Councilmen, None.

ORDINANCE NO. 184 entitled, "AN ORDINANCE REPEALING ORDINANCE NO. 110 ENTITLED 'AN ORDINANCE REGULATING THE PLANTING, THE REMOVAL AND CARE OF TREES AND SHRUBS IN THE STREETS OF THE CITY OF LODI'" having been regularly introduced at the regular meeting held March 2nd., 1931 was finally passed, adopted and ordered to print by the following vote:-

AYES: Councilmen, Weihe, Roach, Keagle, Steele & Spooner.
NOES: Councilmen, None. ABSENT: Councilmen, None.

The mayor then approved and signed each of the foregoing ordinances.

Seven building permits aggregating \$9,415.00 were ordered granted; Permit No. 934 for a frame garage building at 123 N. Sacramento St was denied as being within the fire limits.

It was regularly moved and seconded that the existing contract for garbage collection with Sanitary City Scavenger Company be cancelled as of June 30th., 1931 and a new contract be entered into for a period of five years from and after that date.

On motion of Councilman Steele, Keagle second, the action of the City Council on March 2nd was modified and amended so that the California State Base-ball League should pay to the City 10% of the fund proposed to be divided between the players at the end of the seasons games.

Bills in the amount of \$3,239.14 as approved by the Finance Committee were ordered paid on motion of Councilman Feihe, Roach second.

At 9.12 o'clock P.M. Mr Robert M. Searls, the City's special counsel in the percolating water case appeared and on invitation, read a resume of the proposal of the Pacific Gas and Electric Company in settlement of the suit. The proposal stated that it was not to be taken as final but as a basis for conference and Mr Searls recommended, Mr West being absent through illness, that the trial date be set over for sixty days.

The City Council authorized further continuance of the action by the following;

RESOLUTION No. 632.

WHEREAS, there is now pending in the Superior Court in and for the County of San Joaquin, a certain action entitled City of Lodi vs East Bay Municipal Utility District et al, case No. 22415;

AND WHEREAS, the date of trial of said action is imminent and it appears that there is a prospect of settlement between the parties at interest through negotiations now in progress providing that further time can be had for the consideration of certain proposals submitted or about to be submitted by the defendants in action;

THEREFORE, BE IT RESOLVED, that this the City Council of the City of Lodi hereby authorizes and instructs the City's attorneys in said case to enter into a stipulation whereby the date of said trial shall be continued for a period of sixty (60) days from and after the first day of April, 1931, provided said continuance shall cause no extra expense to said City.

The foregoing Resolution No. 632 was thereupon adopted by the following vote:-

AYES: Councilmen, Steele, Feihe, Keagle, Roach and Spooner,
NOES: Councilmen, None. ABSENT: None.

On recommendation by letter from Glenn West, City Attorney, he was authorized and directed to file a formal protest with the Federal Power Commission asking that certain limitations and restrictions be placed on the construction and operation of Projects Nos 557 and 1134 of the East Bay Municipal Utility District (Middle Bar Dam and Power House), this was done by the adoption of Resolution No. 631 by the following vote:-

AYES: Councilmen, Feihe, Roach, Keagle, Steele & Spooner.
NOES: None. ABSENT: None.

Note: Owing to the size of this resolution, the same is omitted from these minutes, the same being filed with the City Clerk.

At 10.26 o'clock P.M. the City Council adjourned on motion of Councilman Steele.

Attest:

J. B. Bracey
City Clerk.

The foregoing minutes read and approved without correction at a regular meeting of the City Council held April 6th., 1931.

Harold J. Steele
Mayor of the City of Lodi.
April 16th., 1931.